

Application No. 09/994,495
Letter Regarding Re-Submission
of Previously Filed Documents Dated July 3, 2003



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Melissa Robey

Name (Print)

Melissa Robey
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/994,495
Applicant : Ralph SOMACK et al.
Filed : November 26, 2001
Title : CAPSULE AND TRAY SYSTEMS FOR COMBINED SAMPLE
COLLECTION, ARCHIVING, PURIFICATION, AND PCR

TC/A.U. : 1744
Examiner : William H. BEISNER

Attorney Docket No. : 5010-017

10
7/16/03
J.L.S.

**LETTER REGARDING RE-SUBMISSION OF
PREVIOUSLY FILED DOCUMENTS**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants herewith re-submit copies of eight (8) documents that were previously submitted with Applicants' January 30, 2002 Information Disclosure Statement. These references were not considered by the Examiner, however, because the Examiner indicated that these documents were not included in the application file at the time the Examiner issued the Office Action of June 10, 2003. As evidence that these documents were previously submitted, attached is a copy of the USPTO date-stamped postcard receipt confirming Applicants' filing of the Information Disclosure Statement, Form PTO-1449, and copies of 32 documents that were received by the USPTO on January 30, 2002.

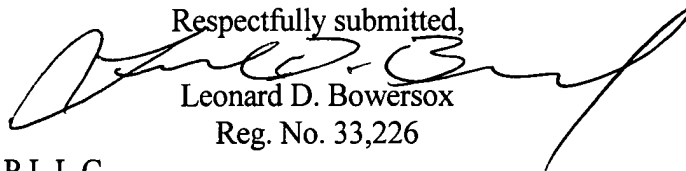
Application No. 09/994,495
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Accordingly, it is respectfully submitted that all of the documents listed on the attached Form PTO-1449, including the eight documents submitted herewith, should have been considered at the time of issuance of the Office Action mailed June 10, 2003.

Applicants respectfully request consideration of the previously submitted documents and the issuance of a new Office Action, re-setting the period for reply. Applicants gratefully appreciate the indication from the Examiner during the telephone interview conducted on June 26, 2003 with Applicants' representative, that a new Office Action would be sent re-setting the period for reply. For the convenience of the Examiner, attached is another Form PTO-1449 listing the same documents that were previously listed on the Form PTO-1449 filed January 30, 2002.

If there are any other fees due in connection with the filing of this response, please charge the fees to deposit Account No. 50-0925. If an extension of time is required, please consider this a petition.

Should any official at the U.S. Patent and Trademark Office deem that any further action is necessary in connection with the re-submission of these documents, the appropriate official is invited to telephone the undersigned at the number set forth below.

Respectfully submitted,

Leonard D. Bowersox
Reg. No. 33,226

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Fairfax, Virginia 22030
Tel.: (703) 385-9688
Fax.: (703) 385-9719

Enclosures: Form PTO-1449
Copies of 8 Documents



07-07-03

1744

Please use a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031


U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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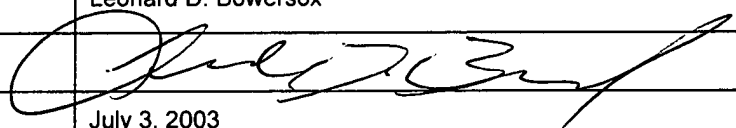
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/994,495	
	Filing Date	November 26, 2001	
	First Named Inventor	Ralph Somack	
	Group Art Unit	1744	
	Examiner Name	William H. Beisner	
Total Number of Pages in This Submission	60	Attorney Docket Number	5010-017

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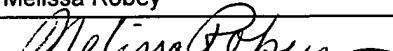
ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input checked="" type="checkbox"/> Acknowledgement Postcard
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Letter Regarding Re-Submission of Previously Filed Documents with copy of USPTO Date-Stamped Postcard, Form PTO-1449, and 8 documents
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	35411
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> After Allowance Communication to Group	PATENT TRADEMARK OFFICE
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Leonard D. Bowersox
Signature	
Date	July 3, 2003

CERTIFICATE OF MAILING

Date: <u>July 3, 2003</u> Label No. <u>EV 348585145 US</u>			
I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.			
Type or printed name	Melissa Robey		
Signature		Date	July 3, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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U.S. Patent Application No. 09/994,495 Dkt. No. 5010-017 (4734/4754)
Filed: November 26, 2001 Applicants: SOMACK et al.

Express Mail Label No. EL 748964630 US

Entitled: CAPSULE AND TRAY SYSTEMS FOR COMBINED SAMPLE
COLLECTION, ARCHIVING, PURIFICATION, AND PCR

Papers filed herewith on: January 30, 2002

Cert. of Mailing, Resp. to NTFMP, Exec. Decl., Copy of NTFMP, IDS,
Form PTO-1449, Copies of 32 Docs., and Ck. No. 2715 for \$130.00.

COMMISSIONER OF PATENTS

Receipt is hereby acknowledged of the papers filed as indicated in
connection with the above-identified case

